

ESTTA Tracking number: **ESTTA292020**

Filing date: **06/26/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91182905
Party	Defendant Hilary J. Zalon
Correspondence Address	Jules D. Zalon Law Office of Jules D. Zalon 20 Curtis Avenue West Orange, NJ 07052 UNITED STATES jzalon@zalonoffice.com
Submission	Motion to Extend
Filer's Name	Jules D. Zalon
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Date	06/26/2009
Attachments	Motion to Extend 06-26-09.pdf ( 3 pages )(7135 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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THE CRADLE SOCIETY,

Opposition No. 91182905

Opposer,

- against -

Motion to Extend Deadline  
To Answer Opposition

HILARY J. ZALON,

Applicant.

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Applicant Hilary J. Zalon, by her attorney Jules D. Zalon, respectfully requests that the time to file her answer to the Notice of Opposition be extended for an additional period of two months, to enable the parties to conclude a settlement of this dispute.

The Opposer The Cradle Society filed a trademark infringement action in the Northern District of Illinois on February 9, 2009 (Case No. 09-cv-0815). With the aid of the magistrate judge, the parties negotiated a tentative settlement agreement on April 20<sup>th</sup>, and have since resolved virtually all of the outstanding issues. It is my expectation that a final settlement agreement can be concluded in another week or so. Part of the settlement, of course, will involve the withdrawal of the Notice of Opposition.

However, time has overtaken the parties, at least with respect to this pending proceeding. I therefore requested the consent of Mark Partridge, lead counsel for the Opposer, to extend the deadline for answering the petition. However, Mr. Partridge is presently in Australia on business and has not responded to my request. I have spoken to his

“second chair,” Alexis Payne, who has told me she has not heard back from Mr. Partridge. She states that she is certain that he would (and will) consent, but she did not feel comfortable speaking for him.

Clearly, extending the time to answer (to enable us to finally conclude the settlement) will further the interests of both parties, by allowing the proceeding to be amicably and successfully concluded.

For the foregoing reasons, we request that the Board extend our time to answer the Notice of Opposition for another two months.

Dated: West Orange, New Jersey  
June 26, 2009

\_\_\_\_\_/Jules D. Zalon/\_\_\_\_\_  
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Certificate of Service

Jules D. Zalon hereby certifies that a true and complete copy of the foregoing motion has been served by mailing a copy thereof on June 26, 2009, via first Class Mail, postage prepaid to:

Mark V. B. Partridge, Esq., of Pattishall, McAuliffe, Newbury, Hilliard & Geraldson LLP, attorneys for Opposer, at 311 South Wacker Drive, Chicago, Illinois 60606.

Dated:           West Orange, New Jersey  
                    June 26, 2009

\_\_\_\_\_/Jules D. Zalon/\_\_\_\_\_  
Jules D. Zalon